

Commissioners of St. Mary's County Meeting Minutes (Tuesday, November 15, 2016)

Generated by Sharon Ferris on Tuesday, November 15, 2016

Members present

Commissioner President James R. Guy
Commissioner Michael L. Hewitt
Commissioner Tom Jarboe
Commissioner Todd B. Morgan
Commissioner John E. O'Connor
Dr. Rebecca Bridgett, County Administrator
Sharon Ferris, Recorder

1. WELCOME

Commissioner President Guy called the business meeting of the Commissioners of St. Mary's County to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

Approval of Consent Agenda

I move to approve the Consent Agenda as presented.

Motion by Commissioner Todd B. Morgan, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

2. MAIN AGENDA ACTION ITEMS

A. DEPT. OF HUMAN RESOURCES - Request Authorization for a Public Hearing on the Proposed Sheriff's Office Retirement Plan Twelfth Amendment

Present: Catherine Pratson, Director

On August 2, 2016, the Sheriff's Office requested that the Pre-Trial Services Case Manager position in the Corrections Division be classified as eligible for participation in the Sheriff's Office Retirement Plan (SORP). The SORP Board of Trustees approved the motion to amend the SORP to add the position as requested. A Twelfth Amendment has been drafted incorporating the Pre-Trial Services Case Manager in SORP effective January 1, 2017. A Public Hearing is requested to receive public input.

I move to authorize the scheduling of a Public Hearing to receive public comment on the proposed Twelfth Amendment to the Sheriff's Office Retirement Plan

Motion by Commissioner Todd B. Morgan, second by Commissioner John E. O'Connor.
 Final Resolution: Motion Carries
 Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

B. DEPT. OF FINANCE - Homestead Tax Credit Decision

Present: Jeannette Cudmore, CFO

A public hearing was held on November 1, 2016. Public testimony was received from four individuals at the public hearing and one email was received during the seven day open comment period.

I move to maintain the current Homestead Property Tax Credit at 5%.

Motion by Commissioner Todd B. Morgan, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries
 Yea: Commissioners Guy, Jarboe, Morgan
 Nay: Commissioners Hewitt, O'Connor

C. COUNTY ATTORNEY - Review of Proposals for 2017 Session of the General Assembly

Present: George Sparling, County Attorney

The following Legislative Proposals were presented for discussion.

2017 LEGISLATIVE PROPOSALS					
NUMBER	PROPOSAL	MOTION	COMMENT	VOTE	RANK
		COMMISSIONER INITIATIVE			
1	Chapter 113 METCOM	“I move to draft legislation for amendments to Chapter 113-1 and 113-30.”	Move Forward	Yes	
		“I move to draft legislation to defer water and sewer connection fees.”	Table	No	
		DEPARTMENT INITIATIVES			
2	Chapter 96 Public Facility Bonds	“I move to propose an increase in public facility bonds.”	Move Forward	Yes	

3	PL Article 13-129 Dog and kennel licenses	“I move to propose an amendment regarding transfer of dog tags to ES&T.”	Move Forward	Yes	
4	NEW	“I move to draft legislation regarding private property for administrative purposes.”	Table	No	
5	Chapter 49 Emergency Services Tax	“I move to amend the emergency services tax.”	Move Forward	Yes	
		SUPPORT			
6	NEW	“I move to draft legislation for the Historical Preservation Commission initiative to protect burial grounds.”	Move Forward	Yes	
		2016 REPEALS			
		SUMMARY IN SECTION 7			
7	Repeal CHAPTER 8 Auditing Requirements	I move to request repeal of Chapter 8. Auditor of the Code of St. Mary’s County, Maryland.			
8	Repeal CHAPTER 19 Circuit Court Personnel	I move to request repeal of Chapter 19. Circuit Court of Code of St. Mary’s County, Maryland.	Failed in 2016 Session		
9	Repeal CHAPTER 38 Electricians and Board of Electrical Examiners	I move to request repeal of Chapter 38 Electrical Examiners of the Code of St. Mary’s County, Maryland.			
10	Repeal CHAPTER 43 Farm Fences	I move to request repeal of Chapter 43 Fences of the Code of St. Mary’s County, Maryland.			
11	Repeal CHAPTER 54 Foxes and Hounds	I move to request repeal of Chapter 54 Foxes of the Code of St. Mary’s County, Maryland.			
12	Repeal CHAPTER 73 Land Records	I move to request repeal of Chapter 73 Land Records of the Code of St. Mary’s County, Maryland.			

13	Repeal CHAPTER 77 Licensing and Operation of Amusement Devices	I move to request repeal of Chapter 77 Licenses of the Code of St. Mary's County, Maryland.			
14	Repeal CHAPTER 92 Local Plumbing Code	I move to request repeal of Chapter 92 Plumbing Code of the Code of St. Mary's County, Maryland.			
15	Repeal CHAPTER 106 Retirements and Pensions	I move to request repeal of Chapter 106 Retirements and Pensions of the Code of St. Mary's County, Maryland.			
16	Repeal CHAPTER 131 Tax Exemptions	I move to request repeal of Chapter 131 Tax Exemptions of the Code of St. Mary's County, Maryland.			
17	Repeal CHAPTER 136 Mobile Home Parks	I move to request repeal of Chapter 136 Trailers of the Code of St. Mary's County, Maryland.			
18	Repeal CHAPTER 144 Vocational Training Facility	I move to request repeal of Chapter 144 Vocational Training Facility of the Code of St. Mary's County, Maryland.			

3. COUNTY ADMINISTRATOR

A. DRAFT AGENDAS FOR NOVEMBER 29, 2016. THERE IS NO MEETING OF THE CSMC ON NOVEMBER 22, 2016.

B. OFFICE OF THE STATE'S ATTORNEY - Realignment of Starting Salaries for Investigators

I move to approve the State's Attorney request effective December 15, 2016 to; offer a starting salary for the Chief Investigator position of Grade 9, Step 10; to offer a starting salary for the Investigator position of Grade 8, Step 10; and should an internal candidate be selected for the Chief Investigator position, to override the 10% promotion process and approve a starting salary of Grade 9, Step 10.

Motion by Commissioner Tom Jarboe, second by Commissioner Michael L. Hewitt.
Final Resolution: Motion Carries
Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

C. DEPT. OF HUMAN RESOURCES - Approval of Traveler's Casualty and Surety Company of America/Release and Assignment

I move to accept the offer of Traveler's Casualty and Surety Company of America in the amount of \$66,325.60 in settlement of the Employee Fraud Claim and authorize the Commissioner President to execute the Release and Assignment and related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Tom Jarboe.
Final Resolution: Motion Carries
Yea: Commissioners Hewitt, Jarboe, Morgan, O'Connor
Not Present at Vote: Commissioner Guy

D. DEPT. OF AGING & HUMAN SERVICES - FY17 Continuum of Care Grant MOU Modification

I move to approve the FY17 Continuum of Care Grant MOU Modification, project US1796, from the Maryland Department of Health and Mental Hygiene on behalf of the St. Mary's County Department of Aging & Human Services to assist with providing permanent housing in connection with supportive services to chronically homeless people and their families who have serious mental illness, and/or chronic problems with alcohol, drugs or both and/or Acquired Immunodeficiency Syndrome (AIDS) or related diseases, in the amount of \$171,850 and the related budget amendment to decrease the project budget by \$14,840 and authorize the Commissioner President to execute the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Tom Jarboe.
Final Resolution: Motion Carries
Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

E. DEPT. OF AGING & HUMAN SERVICES - FY17 Emergency Solutions Grant Award and Sub-Recipient Agreements

I move to approve: (1) the FY17 Emergency Solutions Grant Award, Project US1756, from the Maryland Department of Housing and Community Development on behalf of the St. Mary's County Department of Aging & Human Services for programs to promote community-wide commitment to the goal of ending homelessness in the amount of \$127,193, (2) the related budget amendment to decrease the project budget by \$10,047, and (3) the sub-recipient agreements between the County and Angels Watch/Catholic Charities and Three Oaks Center, and authorize the Commissioner President to execute the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.
Final Resolution: Motion Carries
Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

F. DEPT. OF AGING & HUMAN SERVICES - Homeless Services Consolidated Grant Sub-recipient Agreements

I move to approve the five (5) Homeless Services Consolidated Grant Sub-recipient Agreements between the County and St. Mary's County Department of Social Services (SMCDSS); Angels Watch/Catholic Charities; Life Styles of Maryland; and the Three Oaks Center, for project numbers MD1755 and 1758 and the related budget amendment to closeout project MD1755, and authorize the Commissioner President to execute the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

G. DEPT. OF AGING & HUMAN SERVICES - Review and Adoption of the Homelessness Prevention Plan

I move to adopt the 2016 Homelessness Prevention Plan and authorize the Commissioner President to execute related documents.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Commissioner Tom Jarboe, Commissioner Todd B. Morgan, Commissioner John E. O'Connor

H. DEPT. OF ECONOMIC DEVELOPMENT - Business Incentives Policy and Guidelines

I move to approve the St. Mary's County Business Incentives Policy and Guidelines to facilitate the administration of real and personal property tax credits to firms that create 10 or more full-time jobs in industries targeted for expansion by the St. Mary's County Economic Development Commission.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan

Nay: Commissioner John E. O'Connor

I. DEPT. OF RECREATION & PARKS - Countywide Maintenance Grant Application & Project Agreement

I move to approve the FY2017 Waterway Improvement Program Application and Project Agreement for the County-wide Maintenance Grant in the total amount of \$5,000; the related budget amendment that includes increasing grant funding by \$5,000 and decreasing the Supplemental Reserve Account by \$5,000 to establish the new project #MD1710; and authorize the Commissioner President to execute the related documents.

Motion by Commissioner Todd B. Morgan, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

J. DEPT. OF RECREATION & PARKS - Concurrence Letter for SHA Drainage Improvement Project

I move to provide the letter of concurrence for initiating a Maryland State Highway Administration system preservation project in St. Mary's County for drainage improvements and stormwater management upgrades in the vicinity of the County railroad right-of-way/Three Notch Trail and the Cheseldine Tire business and authorize the Commissioner President to sign the related documents.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.
Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

K. DEPT. OF PUBLIC WORKS & TRANSPORTATION - St. Mary's Transit System (STS) - US1728 Annual Transportation Capital Grant Agreement

I move to approve and authorize the Commissioner President to execute the FY 2017 Capital Grant Agreement, Project # US1728 from the Maryland Transit Administration, on behalf of the Department of Public Works & Transportation for the STS Transit System in the amount of \$231,941 and to execute the related Budget Amendment to decrease the project budget by \$277,882.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.
Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

4. COMMISSIONERS' TIME

The Commissioners highlighted events attended over the past week and provided general comments.

5. EXECUTIVE SESSION

**A. Real Property Acquisition
(Real Property Acquisition)**

I move to enter into Executive Session for the purpose of discussing Real Property Acquisition.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.
Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

PRESENT:

James R. Guy, President
Michael L. Hewitt, Commissioner
Tom Jarboe, Commissioner
Todd M. Morgan, Commissioner
John E. O'Connor, Commissioner
Dr. Rebecca Bridgett, County Administrator
Chris Kaselemis, Director, Land Use and Growth Management
Christine Fleming, Recorder

Authority: §9-512(a)(6) of the *Local Government* Article of the Annotated Code of Maryland

Time Held: 11:53 - 11:59 a.m.

Purpose: To discuss the purchase of real property.

RECESS

6. FY2018 BUDGET WORK SESSION

The Commissioners' first FY2017 Budget Work Session focused on current capital projects, unexpended funds, cash flows, debt capacity & authority, multi-year budget, FY2018 budget parameters, and Sheriff's Office Salary analysis.

7. ADJOURN

The meeting adjourned at 3:15 pm.

Minutes Approved by the Commissioners of St. Mary's County on 11/29/16

SLF

Sharon Ferris, Senior Administrative Coordinator

8. PUBLIC HEARING - COUNTY ATTORNEY - Ordinance to Close a Portion of Bay Front Drive

Members present

Commissioner President James R. Guy
Commissioner Michael L. Hewitt
Commissioner Tom Jarboe
Commissioner Todd B. Morgan
Commissioner John E. O'Connor
Dr. Rebecca Bridgett, County Administrator
Sharon Ferris, Recorder

Commissioner President Guy opened the public hearing at 6:30 in the Chesapeake Building meeting room, Governmental Center.

Present: George Sparling, County Attorney

Notice of Public Hearing was posted in *The Enterprise Newspaper* on October 28 and November 4, 2016. Affidavit of Public Hearing Postings was presented at the hearing. In 1988, the State Highway conveyed a portion of Bay Front Drive in the Scotland Beach Subdivision to the County. The area is an unimproved area that has not been maintained by the County nor does the County plan to improve the area. Residents have been using the unimproved area as access to the beach. A map depicting the area being considered for closure was presented.

Commissioner Guy opened the public hearing for public comments.

Public comments given by:

Dirk Schwenk, 769 Rolling View Dr., Annapolis, MD 21409
Steven Wilkinson, 14656 Bay Front Dr., Scotland, MD 20687
Patsy Gay, 14756 Paton Way, Scotland, MD 20687
Mark O'Brien, P.O. Box 44, 14670 Bay Front Dr., Scotland, MD 20687
Allen Norris, 14685 Bay Front Dr., Scotland, MD 20687
John & Susan Wilkinson, 1391 Redwood Circle, LaPlata, MD 20646
Linda Gibbons, 14711 Patton Way, Scotland, MD 20687
Karen Tyler Farr, 14723 Bay Front Dr., Scotland, MD 20687
Mark Adelman, 14655 Bay Front Dr., Scotland, MD 20687
Tony Kotner, Bayfront Dr., Scotland, MD 20687
Abigail Adelman, 14655 Bay Front Dr., Scotland, MD 20687

There were no others wishing to speak so Commissioner Guy closed the public forum at 7:45 pm.